

**STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION**

MEETING DATE: June 12, 2013

ITEM: **3B**

SUBJECT: **Minutes of the March 14, 2012 Board Meeting**

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

March 14, 2012 Board Meeting Minutes

Note: Copies of orders, resolutions, and minutes are posted on the Board's web site (www.waterboards.ca.gov/sanfranciscobay). Information about obtaining copies of audio recordings of Board meetings may be obtained by calling the Board's file review coordinator at (510)622-2430. Written transcripts of Board meetings may be obtained by calling California Reporting, LLC, at (415)457-4417.

Item 1 - Roll Call and Introductions

The meeting was called to order on March 14, 2012, at approximately 9:08 am in the Elihu M. Harris Building, First Floor Auditorium, 1515 Clay Street, Oakland.

Board members present: Shalom Eliahu, James McGrath, Steve Moore, Vice-Chair Terry Young, and Chair John Muller.

Board members absent: Rameshwar Singh

State Board Liaison Tam Doduc was present and gave the Board a brief overview of recent State Board actions.

Item 2 - Public Forum

No one requested to speak.

Item 3 - Minutes of the March 9, 2011 Board Meeting

Board Member Moore moved for adoption of the March 9, 2011 Board Meeting Minutes. Board Member Eliahu seconded the motion. Vice-Chair Young abstained.

Ayes: Eliahu, McGrath, Moore, Muller

Item 4 - Chairman's, Board Members' and Executive Officer's Reports

Chair Muller discussed the recent Chairs' conference call and possible WQCC dates. Board Member McGrath discussed tugs in Richmond, an issue that was brought before the BCDC Harbor Safety Committee.

Mr. Wolfe gave an overview of his written report for this month and discussed an Abandoned Vessel Workgroup that Board staff participate on and spill response protocols.

Item 5 - Consideration of Uncontested Items

Item 5A - Central Contra Costa Sanitary District, Bollinger Canyon Leachfield, Bollinger Canyon Road, Contra Costa County – Rescission of Waste Discharge Requirements

Item 5B - United Technologies Corporation, 600 Metcalf Road, Santa Clara County

– Revision to Final Site Cleanup Requirements and Rescission of Order No. R2-2004-0032

Item 5C - Turk Island Company, Turk Island Landfill, Union City, Alameda County – Issuance of Updated Waste Discharge Requirements and Rescission of Order No. 97-026

Mr. Wolfe recommended adoption of items 5A, 5B, and 5C.

Board Member Eliahu moved; Vice-Chair Young seconded the motion to approve the uncontested items.

Ayes: Eliahu, McGrath, Moore, Young, Muller

Item 6 - Walmart Stores, Inc., Walters Road Development Project, Suisun City, Solano County

– Amendment of Waste Discharge Requirements Order No. R2-2010-0109

Board staff Shin-Roei Lee gave a presentation describing the site and its revised storm water control plan. She also gave an overview of the mitigation proposal.

Bob Uram, with the law firm Sheppard Mullin and representing Walmart, addressed the Board and noted support for issuance of the Order but requested that the Executive Officer be given more latitude in approving changes to the mitigation and monitoring plan. Suisun City Vice Mayor Mike Hudson addressed the Board and expressed support for the Order. Suisun City Manager Suzanne Bragdon addressed the Board and noted support of the Order and Bob Uram's suggested changes. Mark Joseph, City of American Canyon resident, spoke in support of the Lynch Canyon Mitigation Project. Phil Tucker representing California Healthy Communities Network and Tide Center stated that the Order is incomplete and defective and pointed to his comment letter and other letters in the record. Chair Muller agreed to accept Mr. Tucker's comment letter since it was brief and reflected his testimony.

Suisun City resident George Guynn expressed opposition to the Order and noted that Mr. Moscarelli would be providing more details. Suisun City resident Anthony Moscarelli addressed the Board and noted that the Lynch Canyon proposal is not appropriate mitigation for this development and may be prone to failure due to lack of water. He also noted that the community does not support the project. Bob Karn, project engineer, offered to answer questions about the storm water control plan and mitigation.

Sue Wickman, Solano Land Trust Project Manager, offered to answer questions regarding the Lynch Canyon Mitigation Project. Board Member McGrath asked her to discuss whether there was sufficient natural water supply in the area to support the mitigation and Board Member Moore asked whether flow was seasonal. Ms. Wickman described the characteristics of the natural seep at the mitigation location. Chair Muller asked about public access. Ms. Wickman provided details on public access hours and restrictions. Suisun City resident Ruth Forney expressed support for the project and the desire to have a Walmart near her home. Ron Aiello, President of the Suisun City Police Officers Association expressed support for the project and the need to increase city revenue. Frank Marinello addressed the Board and noted he was representing local business interests and discussed local waterfront marsh enhancements and

support for the project. Solano County Supervisor Mike Reagan expressed support for the project.

Mr. Wolfe recommended adoption of the Tentative Order with no changes.

Board Member McGrath moved; Board Member Moore seconded the motion to approve the Tentative Order.

Ayes: Eliahu, McGrath, Moore, Singh, Muller

Abstain: Young

Item 11 - Adjournment

The meeting adjourned at 11:03 am.